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11 Attorneys for Plaintiffs
12 Musical Kidz, LLC itself and doing business as Music For Little People (which was
13 erroneously sued as a dissolved California corp.), For Future Generations, Inc. and Leib
14 Ostrow
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17 UNITED STATES DISTRICT COURT
18 NORTHERN DISTRICT OF CALIFORNIA

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11 YSAYE BARNWELL, an individual;
12 AISHA KAHILL, an individual; CAROL
13 MAILLARD, an individual; NITANJU B.
14 CASSEL, an individual; and LOUISE
15 ROBINSON, an individual, collectively
16 p/k/a "SWEET HONEY IN THE ROCK",

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Plaintiffs,

vs.

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17 MUSICAL KIDZ, LLC, a California
18 limited liability company; FOR FUTURE
19 GENERATIONS, INC., a dissolved
20 California corp.; MUSIC FOR LITTLE
PEOPLE, a dissolved California corp.;
TRUDY CORPORATION, a Connecticut
Corp., and LEIB OSTROW, an individual;
and DOES 1 through 50, inclusive,

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Defendants.

Case No. C 10-04119 JCS

Transferred from Central District Case
No. CV10-1614 MMM (JCx)

STIPULATION SETTING TIME TO
RESPOND TO INITIAL
COMPLAINT

(L.R. 6-1 (a))

1 WHEREAS, on September 7, 2010, the United States District Court for the Central
2 District of California, the Honorable Margaret M. Morrow, granted the motion of
3 Defendants Musical Kidz, LLC, For Future Generations, Inc., Music For Little People, and
4 Leib Ostrow (the “Served Defendants”) to transfer the venue of this action to the United
5 States District Court for the Northern District of California; and

6 WHEREAS, on September 14, 2010, the Complaint in this action was listed as being
7 filed in the United States District Court for the Northern District of California; and

8 WHEREAS, the parties are engaged in good faith settlement talks to try to resolve
9 all extant issues resulting in a dismissal with prejudice of this entire action; and

10 WHEREAS, the parties have an agreement to settle this matter in principle and have
11 exchanged a draft settlement agreement and are hopeful that this matter will be completely
12 resolved in short order (there have been delays because of the number of parties and the
13 diffuse location of these parties);

14 WHEREAS, this Court has set the last day to file the Rule 26 (f) Report in this case
15 for December 31, 2010 and the Initial Case Management Conference for January 7, 2011.
16 Therefore, according to Local rule 6-1 the parties may stipulate without Court order to this
17 extension; and

18 WHEREAS, to facilitate settlement, the Served Defendants and Plaintiffs have
19 agreed to extend all of the Served Defendants time to respond to the Complaint until on or
20 before December 15, 2010.

21 NOW THEREFORE, Plaintiffs and the Served Defendants, by and through their
22 respective counsel of record hereby stipulate and agree as follows:

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1 The Served Defendants time to plead in response to the initial complaint shall be
2 extended so that the Served Defendants' responsive pleading will now be due on or before
3 December 15, 2010.

4 IT IS SO STIPULATED.

5 Dated: November 4, 2010

LAW OFFICE OF REGINALD K. BROWN

6 Reginald K. Brown

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10 Dated: November 4, 2010

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12 By: /s/
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14 Dated: Nov. 10, 2010
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19 Reginald K. Brown
20 Attorneys for Plaintiffs Ysaye Barnwell,
21 Aisha Kahill, Hitanju B. Cassel and
22 Louise Robinson, collectively p/k/a/
23 "Sweet Honey In The Rock"

24 FREUNDLICH LAW
25 Kenneth D. Freundlich

Kenneth D. Freundlich

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Kenneth D. Freundlich
Attorneys for Defendants Musical Kidz,
LLC itself and doing business as Music
For Little People (which was erroneously
sued as a dissolved California corp.), For
Future Generations, Inc. and Leib Ostrow

26 I e-mailed Reginald K. Brown, Esq. on November 4, 2010 and e-mailed me back
27 instructing me to affix his name with "/x/" on this document to indicate his agreement with
28 the foregoing.

29 Dated: November 4, 2010

30 FREUNDLICH LAW
31 Kenneth D. Freundlich

Kenneth D. Freundlich

:

Kenneth D. Freundlich
Attorneys for Defendants Musical Kidz,
LLC itself and doing business as Music
For Little People (which was erroneously
sued as a dissolved California corp.), For
Future Generations, Inc. and Leib Ostrow

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2 **PROOF OF SERVICE**

3 I am employed in the County of Los Angeles, State of California. I am over the age of 18
4 and not a party to the within action. My business address is 16133 Ventura Blvd. Suite 1270,
5 Encino, CA 91436. On November 4, 2010, I served the within document(s) described as:

6 **SECOND STIPULATION RE: TIME TO RESPOND TO COMPLAINT AND**
7 **[PROPOSED] ORDER**

8 on the interested parties in this action as stated on the attached service list.

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- (BY MAIL) By placing a true copy of the foregoing document(s) in a sealed envelope addressed as set forth on the attached mailing list. I am readily familiar with this firm's practice for collection and processing of correspondence for mailing. Under that practice it would be deposited with the U.S. Postal Service on that same day with postage thereon fully prepaid in the ordinary course of business. I am aware that on motion of the party served, service is presumed invalid if postal cancellation date or postage meter date is more than one day after date of deposit for mailing contained in affidavit.
- (BY PERSONAL SERVICE) By placing a true copy of the foregoing document(s) in a sealed envelope addressed as set forth on the attached mailing list and delivering it personally to the addresses listed on the attached service list.
- (BY FAX) By transmitting a true copy of the foregoing document(s) via facsimile transmission from this firm's facsimile machine, to each interested party at the facsimile machine telephone number(s) set forth on the attached mailing list. Said transmission(s) were completed on the aforesaid date at the time stated on the transmission record issued by this firm's sending facsimile machine. Each such transmission was reported as complete and without error and a transmission report was properly issued by this firm's sending facsimile machine for each interested party served. A true copy of each transmission report is attached to the office copy of this proof of service and will be provided upon request.
- (BY E-MAIL) By transmitting a true copy of the foregoing document(s) to the e-mail addresses set forth on the attached mailing list.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Executed on November 4, 2010, at Beverly Hills, California.

Kenneth D. Freundlich
(Type or print name)

/s/

(Signature)

SERVICE LIST

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